

### GIS REGISTRY INFORMATION

**SITE NAME:** SHAWANO CNTY HWY DEPT. - TLC AUTO BODY

**BRRTS #:** 03-59-00424

**CLOSURE DATE:** 04/22/2002

**STREET ADDRESS:** 230 W. MAIN STREET

**CITY:** BIRNAMWOOD

**SOURCE PROPERTY GPS COORDINATES** (meters in WTM91 projection):

X= 582515

Y= 495846

**OFF-SOURCE CONTAMINATION (>ES):**

☐ Yes

☒ No

**IF YES, STREET ADDRESS 1:** \_\_\_\_\_

**GPS COORDINATES** (meters in WTM91 projection):

X= \_\_\_\_\_

Y= \_\_\_\_\_

**CONTAMINATION IN RIGHT OF WAY:**

☐ Yes

☒ No

**DOCUMENTS NEEDED:**

Closure Letter, and any conditional closure letter issued

Copy of most recent deed, including legal description, for all affected properties

Certified survey map or relevant portion of the recorded plat map (*if referenced in the legal description*) for all affected properties

County Parcel ID number, *if used for county*, for all affected properties

**Location Map** which outlines all properties within contaminated site boundaries in sufficient detail to permit the parcels to be located easily (8.5x14" if paper copy)

**Detailed Site Map(s) for all affected properties**, showing buildings, roads, property boundaries, contaminant sources, utility lines, monitoring wells and potable wells. (8.5x14", if paper copy)

**Tables of Latest Groundwater Analytical Results (no shading or cross-hatching)**

**Isoconcentration map(s), *if available from site investigation (SI)*** (8.5x14" if paper copy). The isoconcentration map should have flow direction and extent of contamination defined. **If not available, include the following 2 types of maps:**

Latest groundwater flow/monitoring well location map

Latest extent of contaminant plume map

**Geologic cross-sections, *if available from SI.*** (8.5x14" if paper copy)

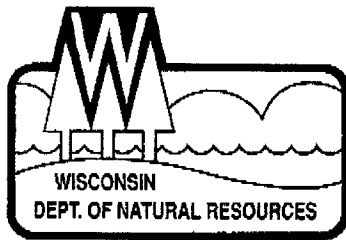
**RP certified statement that legal descriptions are complete and accurate**

**Copies of off-source notification letters (if applicable)**

**Letter informing ROW owner of residual contamination (if applicable)**

**Copy of (soil or land use) deed restriction(s) or deed notice *if any required as a condition of closure.***

X
X
X
X
X
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X

**State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES**

Scott McCallum, Governor  
Darrell Bazzell, Secretary  
Ronald W. Kazmierczak, Regional Director

Shawano DNR  
647 Lakeland Road  
Shawano, Wisconsin 54166  
Telephone 715-524-2183  
FAX 715-524-3214

August 7, 2002

Mr. Dave Clark  
TLC Auto Body  
230 West Main St.  
Birnamwood, WI 54414

Subject: Groundwater Use Restriction for TLC Auto Body; Birnamwood, WI; DNR ID # 03-59-00424

Dear Mr. Clark:

I have received the required documentation as indicated in my letter dated December 10, 2001.

The Department considers this case closed and will remove it from our active list on our case tracking system. Please be aware that this letter does not absolve the current or any future owner of this property from future decisions regarding this site or impacts which may be discovered and/or traced back to past or future activities at this site. If additional information in the future indicates that further investigation or cleanup is warranted, the Department will require that appropriate action be taken at that time. If you have questions regarding this letter, you may contact me at 715-526-4230.

Sincerely,

Tom Sturm  
Hydrogeologist  
Remediation and Redevelopment Program  
E-mail: [sturmt@dnr.state.wi.us](mailto:sturmt@dnr.state.wi.us)

Cc: Steve Golubic - Shawano County Emergency Government Director, 311 N. Main St., Shawano, WI 54166

Dave Haas - Graef, Anhalt & Schloemer, 1150 Springhurst Dr., Suite 201, Green Bay WI 54303-5950

474828

State Bar of Wisconsin Form 2 - 1982

WARRANTY DEED  
VOL 801 PAGE 663

DOCUMENT NO.

T.L.C. Auto Body, a Wisconsin partnership  
consisting of Steven E. Steinke and David  
A. Clark, Grantor

conveys and warrants to David A. Clark and Sidney K.  
Clark, husband and wife, as survivorship  
marital property, Grantees

the following described real estate in Shawano  
County, State of Wisconsin:

REGISTERS OFFICE

SHAWANO COUNTY, WI

Received for Record this

day of June A.D. 1995

at about 2 P.M. and Recorded in Vol. 801

of Records, Page 663

Mona Ruppel, Register

REGISTERS OFFICE

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(Parcel Identification Number)

Lot 6, except the South 100 feet thereof; and all of Lot 7 of Van  
Doren's Addition to the Village of Birnamwood, Shawano County,  
Wisconsin, according to the recorded plat thereof.

NOTE: In effect, the above partnership is dissolving and David A.  
Clark is hereby purchasing the one-half interest of Steven E.  
Steinke in said partnership.

TRANSFER  
\$ 49.20  
FEE

This is not homestead property.  
X (is not)

Exception to warranties: easements, restrictions and reservations of record.

Dated this 2nd day of June, 1995

T.L.C. Auto Body

(SEAL)

By: Steven E. Steinke (SEAL)

Steven E. Steinke, Partner

(SEAL)

By: David A. Clark (SEAL)

David A. Clark, Partner

## AUTHENTICATION

Signature(s)

authenticated this day of 1995

TITLE: MEMBER STATE BAR OF WISCONSIN

(If not  
authorized by §706.06, Wis. Stats.)

THIS INSTRUMENT WAS DRAFTED BY

Peter F. Hittner, Attorney

Schofield, WI 54476

(Signatures may be authenticated or acknowledged. Both are not  
necessary.)

\*Names of persons signing in any capacity should be typed or printed below their signatures.

WARRANTY DEED

STATE BAR OF WISCONSIN  
FORM No. 2 - 1982

## ACKNOWLEDGMENT

STATE OF WISCONSIN

Shawano

County.

Personally came before me this 2nd day of

June, 1995 the above named

Steven E. Steinke and David A.

Clark, Partners of Grantor

to me known to be the person who executed the  
foregoing instrument and acknowledged the same.

Peter F. Hittner

Notary Public, Shawano

County, Wis.

My commission is permanent. (If not, state expiration date: )

1995

Wisconsin Legal Blank Co., Inc.  
Milwaukee, Wis.

431871

VOL 679 PAGE 481

This Indenture, Made this 26th day of April

19.90, by and between the County of Shawano, in the State of Wisconsin, party of the first part, and T.L.C. Auto Body, a WI partnership, consisting of Steven E. Steinke and David A. Clagk

Village of Birnamwood, Shawano County, and the State aforesaid, party of the second part, WITNESSETH:

WHEREAS, at a legal meeting of the Board of Supervisors of the County of Shawano

for the year 1946, held at the office of said Board on the 17th day of April 19.46, among other things, the said Board of Supervisors did order and resolve, that the clerk of the Board of Supervisors be, and hereby is, authorized and empowered to sell and convey to any person or persons, purchasing the same, any and all tracts of land on which the County has, or may hereafter have, a tax deed, and that upon such sale the said clerk shall deliver to the purchaser a quit claim deed, under his hand, as such clerk, and sealed with the corporate seal of the County.

AND WHEREAS, the said T.L.C. Auto Body, a Wisconsin partnership, consisting of

Steven E. Steinke and David A. Clark - Village of Birnamwood, Shawano County, Wisconsin party of the second part, has purchased the lands hereinafter described, so held by said County by tax deed, and paid the amount due thereon for taxes and charges:

NOW, THEREFORE, know all men by these presents, that the said County of Shawano, in the said State, party of the first part, in consideration of the sum of one dollar (\$1.00), the receipt whereof is hereby acknowledged and confessed, and in conformity to law, hereby doth give, grant, convey, release and quit claim unto the said party of the second part, the following described piece, parcel and tract of land, in the

County of Shawano and State of Wisconsin, to-wit:

VILLAGE OF BIRNAMWOOD J. H. VAN DOREN ADDITION LOT 7

AND NORTH 75 FEET OF EAST 25 FEET LOT 6.

FEE

# 2 - EXEMPT

REGISTERS OFFICE SS  
SHAWANO COUNTY, WI  
Received for Record this 27th  
day of April A.D. 1990 8:25  
of clock P.M. AND Recorded in Vol 679  
of Record Page 481  
Sally Reedy Register

IN TESTIMONY WHEREOF, I Rosetta Stern

County Clerk of the County of Shawano, have executed this deed pursuant to and in virtue of authority in me vested, by the statute of the State of Wisconsin, by said order and resolution hereinbefore mentioned,

and for and in behalf of the County of Shawano aforesaid, have hereunto subscribed my name

officially, and affixed the corporate seal of said County, at the City of Shawano

in said County of Shawano, the day and year first above written.

In Presence of

Rosemary Bohm  
Rosemary Bohm  
Sally Reedy  
STATE OF WISCONSIN,  
Shawano County, ss.

(COUNTY SEAL)

Rosetta Stern  
County Clerk of Shawano County, Wis.

Be it remembered that on the 26th day of April, 1990

before the undersigned, a Register In Probate in and for said County,

personally appeared Rosetta Stern, County Clerk, aforesaid, to me known to be the person and officer who executed the above deed, and acknowledged that he executed

the same, as the County Clerk of the County of Shawano, State of Wisconsin, in and for and on behalf of said County and State, for the purposes therein mentioned.

'This instrument was drafted  
by the Shawano County Clerk'

Eyonne Ebert  
Register In Probate

524861

RECEIVED

OCT 1 1999

Document Number

GROUNDWATER USE RESTRICTION

Ans'd

Declaration of Restrictions

Lot 6, except the South 100 feet thereof; and all of Lot 7 of Van Doren's Addition to the Village of Birnamwood, Shawano County, Wisconsin according to the recorded plat thereof.

STATE OF WISCONSIN )

) ss

COUNTY OF SHAWANO )

WHEREAS, David A. Clark and Sidney K. Clark, husband and wife, are the owners of the above-described property.

WHEREAS, one or more petroleum discharges have occurred at this property. Petroleum contaminated groundwater above NR 140 enforcement standards exists on this property at the following location: Monitoring Well MW-5: Benzene at 280 ug/L (micrograms per liter), Toluene at 480 ug/L and Xylene at 1,030 ug/L. Location of the monitoring well is provided on Figure 1, attached and made part of this restriction.

WHEREAS, it is the desire and intention of the property owner to impose on the property restrictions which will make it unnecessary to conduct additional soil or groundwater remediation activities on the property at the present time.

WHEREAS, natural attenuation has been approved by the Department of Natural Resources to remediate groundwater exceeding ch. NR 140 groundwater standards within the boundaries of this property.

WHEREAS, construction of wells where the water quality exceeds the drinking water standards in ch. NR 809 is restricted by ch. NR 811 and ch. NR 812. Special well construction standards or water treatment requirements, or both, or well construction prohibitions may apply.

NOW THEREFORE, the owner hereby declares that all of the property described above is held and shall be held, conveyed or encumbered, leased, rented, used, occupied and improved subject to the following limitation and restrictions:

Anyone who proposes to construct or reconstruct a well on this property is required to contact the Department of Natural Resources' Bureau of Drinking Water and Groundwater, or its successor agency, to determine what specific prohibitions or requirements are applicable, prior to constructing or reconstructing a well on this property. No well may be constructed or reconstructed on this property unless applicable requirements are met.

This restriction is hereby declared to be a covenant running with the land and shall be fully binding upon all persons acquiring the above-described property whether by descent, devise, purchase or otherwise. This restriction benefits and is enforceable by, the Wisconsin Department of Natural Resources, its successors and assigns. The Department, its successors or assigns, may initiate proceedings at law or in equity against any person or persons who violate or are proposing to violate this covenant, to prevent the proposed violation or to recover damages for such violation.

Any person who is or becomes owner of the property described above may request that the Wisconsin Department of Natural Resources or its successor issue a determination that the restrictions set forth in this covenant are no longer required. Upon receipt of such a request, the Wisconsin Department of Natural Resources shall determine whether or not the restrictions contained herein can be extinguished. If the Department determines that the restrictions can be

VOL 924 PAGE 112

REGISTERS OFFICE

SHAWANO COUNTY, WI

Received for Record this

day of Sept, A.D. 1999 at 9:30o'clock P. M. AND Recorded in Vol. 924of Records. Pages 112-114Maura Englin Register

REGISTERS OFFICE

Recording AreaName and Return Address

TLC Auto Body 14.00  
359 Maple St. om.  
PO Box 74  
Birnamwood, WI 54114

Parcel Identification Number (PIN)

extinguished, an affidavit, with a copy of the Department's written determination, may be recorded to give notice that this groundwater use restriction is no longer binding.

IN WITNESS WHEREOF, the owner of the property has executed this Declaration of Restrictions, this 14<sup>th</sup> day of September, 1999.

Signature: \_\_\_\_\_

David A. Clark

David A. Clark

Sidney K. Clark

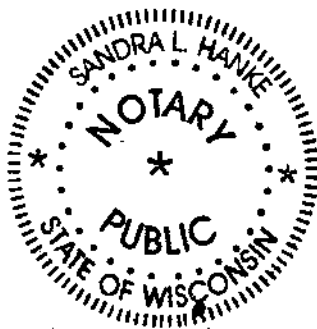
Sidney K. Clark

Subscribed and sworn to before me  
this 14<sup>th</sup> day of September, 1999

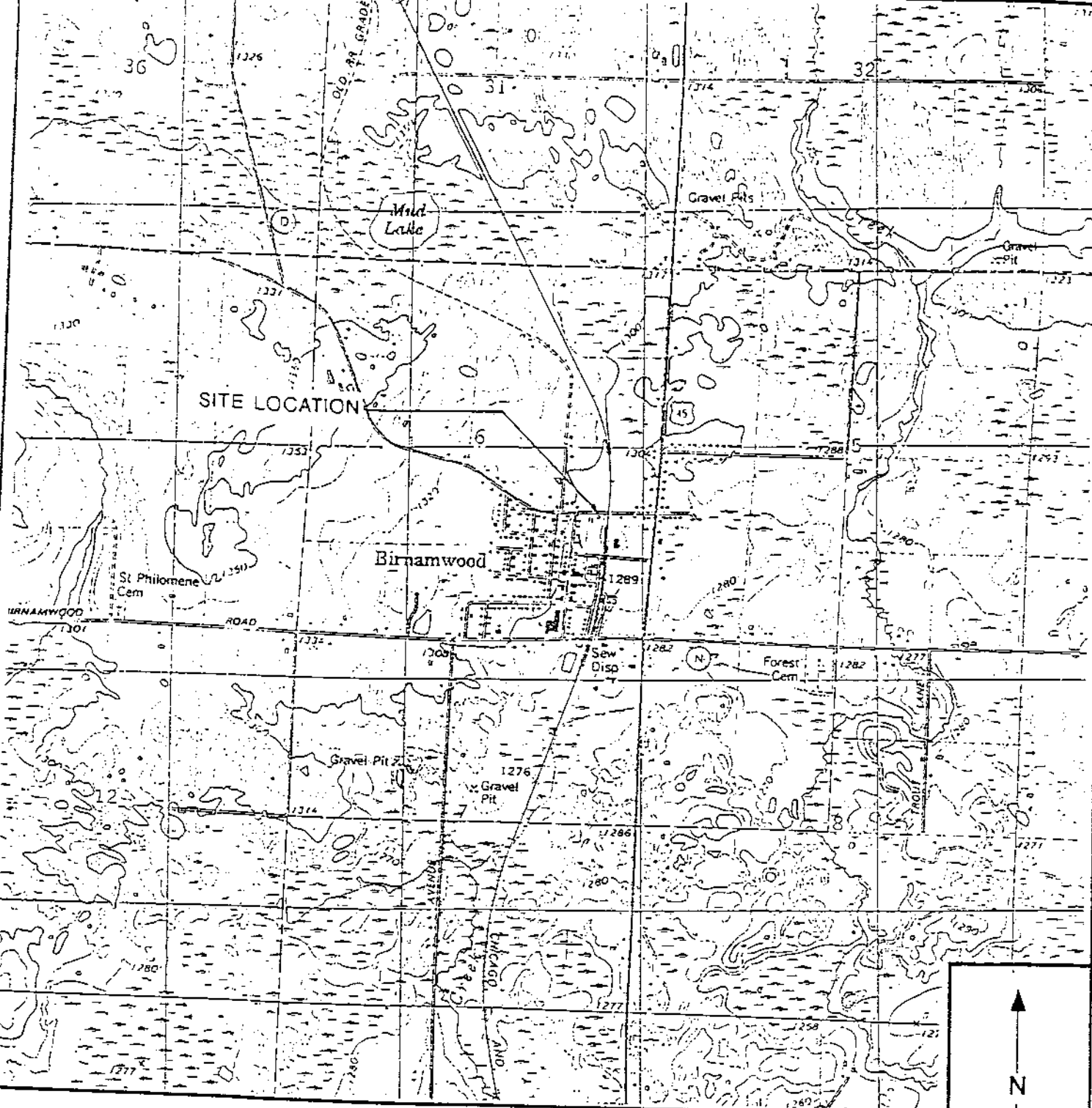
Sandra L. Hanke

Notary Public, State of Wisconsin

My commission Sept 2, 2001



This document was drafted by the Wisconsin Department of Natural Resources.



SOURCE: 1982 USGS BIRNAMWOOD, WISCONSIN 7.5 MINUTE QUADRANGLE

## SITE LOCATION MAP

TLC AUTO BODY SHOP SITE  
HIGHWAY N AND MAIN STREET  
BIRNAMWOOD, WISCONSIN

SCALE: 1" = 2000'

DATE: 1-7-92

PROJECT MGR: VKP

DRAWN BY: CML

JOB NUMBER: 908571

REVISION DATE:

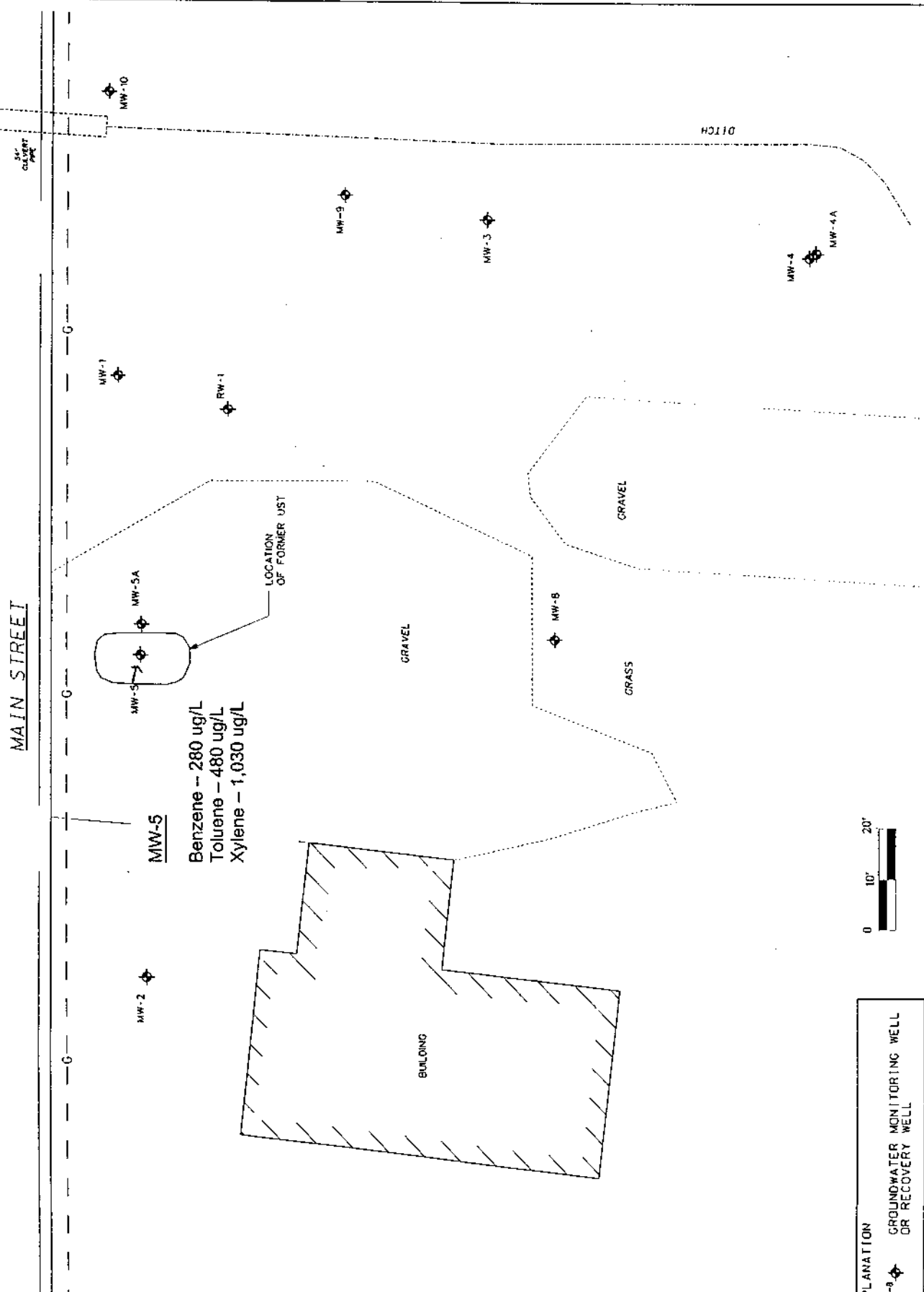


**GRAEF  
ANHALT  
SCHLOEMER**  
and Associates Inc.

ENGINEERS & SCIENTISTS

MAIN STREET

34  
FOOT  
CUTBACK  
PARK

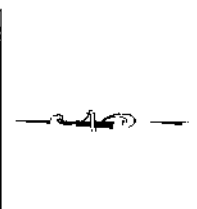


**GRAEF**  
**ANHALT**  
**SCHLOEMER**  
INC. ASSOCIATES, PC  
ENGINEERS & SCIENTISTS  
ENVIRONMENTAL SERVICES  
DIVISION

OTHER OFFICES LOCATED AT:  
GREEN BAY, WISCONSIN  
MADISON, WISCONSIN  
CHICAGO, ILLINOIS

PROJECT NAME:  
TLC AUTO BODY SITE  
MAIN STREET  
BIRNWOOD, WISCONSIN

SHEET TITLE:  
SOIL BORING AND  
MONITORING WELL  
LOCATION MAP



PROJECT NUMBER: 908571  
DATE: 03-19-99  
PROJECT: MGR  
DRAWN BY: JZ  
FILE NAME: SB MW LOC.DGN  
SCALE: 1" = 20'  
REVISED:

PLANATION  
MW-1  
GROUNDWATER MONITORING WELL  
OR RECOVERY WELL

FIGURE 1



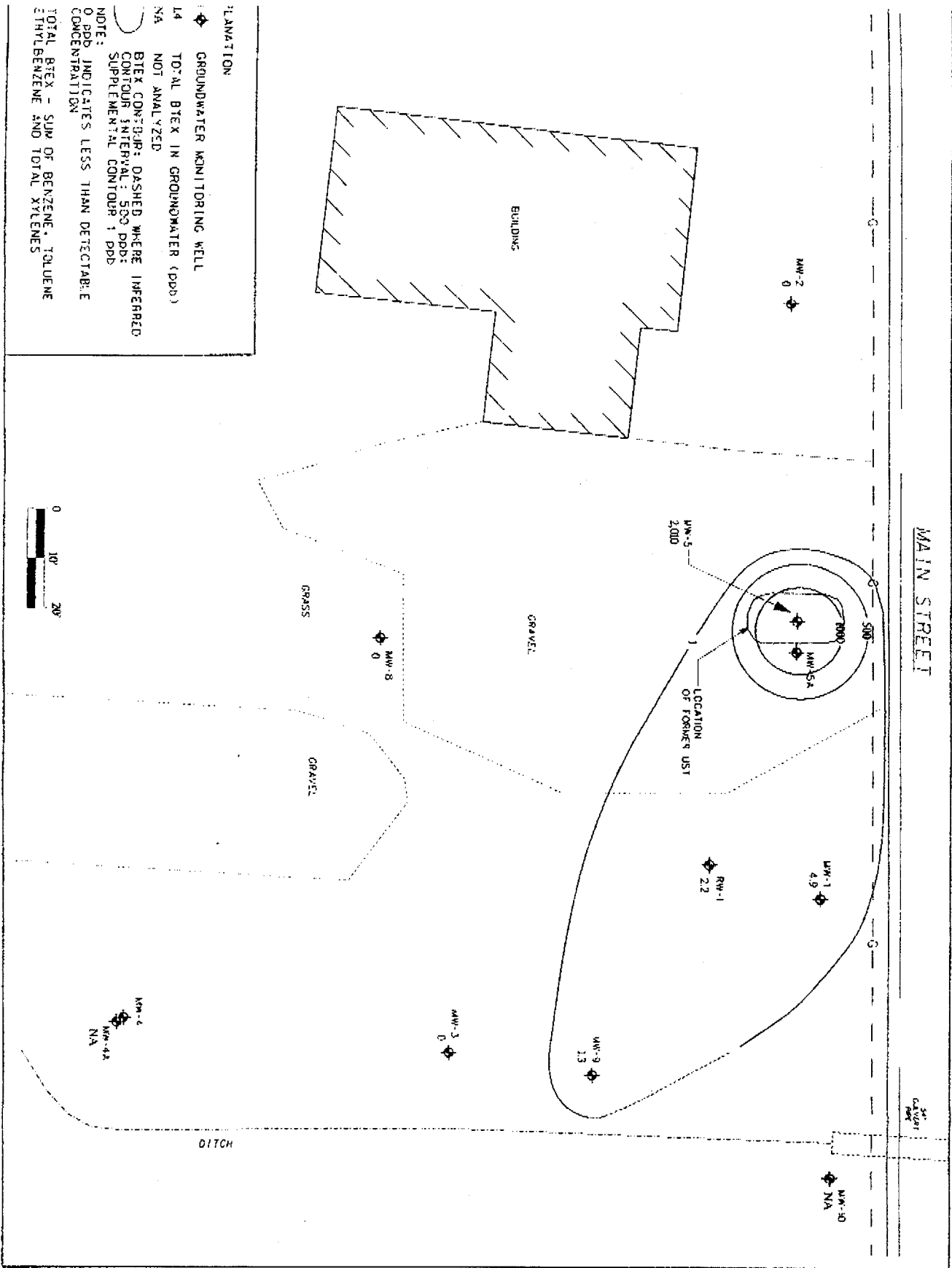
**Table 3.** Summary of Analytical Detections in Monitoring Well MW-5 groundwater Samples, TLC Auto Body Shop, Birmahood, Shawano County, Wisconsin

Parameter	NH 140 PAL	MW-5																				
		Jan. 1991 (NET)	Apr. 1991 (NET)	Jul. 1991 (NET)	Nov. 1991 (NET)	Oct. 1992 (SUB)	Dec. 1992 (SUB)	Apr. 1993 (SUB)	Jul. 1993 (SUB)	Oct. 1993 (SUB)	Jan. 1994 (SUB)	Apr. 1994 (SUB)	Jul. 1994 (SUB)	Oct. 1994 (NET)	Jan. 1995 (NET)	Apr. 1995 (NET)	Jul. 1995 (NET)	Oct. 1995 (NET)	Oct. 1997 (NET)	Feb. 1998 (NET)	Jun. 1998 (NET)	5/98 (NET)
Petroleum Volatile Organic Compounds (PVOCS)																						
Analytical Method: US EPA 1566 columnal (ppb)																						
Benzene																						
1,2-Dichloroethane																						
Ethylbenzene																						
Methyl-ethyl ether (MTEE)																						
Toluene																						
1,2,4-Trimethylbenzene																						
1,3,5-Trimethylbenzene																						
Xylenes, total																						
Gasoline Range Organics (GRO) (ppb)																						
Analytical Method: WDM modified GHO																						
Lead - dissolved (ppm)																						
Analytical Method: US EPA 329.2																						
Natural Attenuation Parameters																						
Alkalinity (Total as CaCO3) (US EPA 310.2)																						
Conductivity (Direct Meter Reading) (ms/cm)																						
Dissolved Oxygen (DO Meter)																						
Iron (Soluble) (Colorimetric Method)																						
Methane (FD Direct Headspace Instrument Reading) (U)																						
Methane (US EPA 801.5) (ppm)																						
Nitrate, uncorrected for Nitrite (US EPA 353.2)																						
PH (Direct Meter Reading)																						
REDOX Potential (Method A26808)																						
Sulfide, as SOD (unitless) (US EPA 9033)																						
Temperature (in degree C) (Direct Measurement)																						
ppm = parts per million																						
ppb = parts per billion																						
na = Not analyzed.																						
J = Approximate concentration of analyte only. Laboratory usually correct spike recovery out of acceptable range.																						
M = Matrix interference.																						
Chapter NR140 groundwater quality standards Wisconsin Administrative Code.																						
No standards currently exist.																						
(SUB) = Analyses by Suburban Laboratories, Inc., Waukesha, Wisconsin, state certification #241178950.																						
(NET) = Analyses by National Environmental Testing, Inc., Watertown, Wisconsin, state certification #128053520.																						
(NLS) = Analyses by Northern Lake Service, Inc., Grandon, Wisconsin, state certification #721026460.																						
Exceedences of the Wisconsin groundwater quality standards are shaded, deviations are bolded.																						

Table 1. Summary of Field and Laboratory Analytical Results, September, 1998, ILC Auto Body Shop, Birdmwood, Shawano County, Wisconsin.

Parameter																NR 140 <sup>a</sup>		MW-1 through MW-10										RW-1		TB-1													
																ES <sup>b</sup> PAL		MW-1		DUP-1		MW-2		MW-3		MW-4		MW-4A		MW-5		MW-5A		MW-8		MW-9		MW-10		RW-1		TB-1	
																		Duplicate of MW-2																						Trip Blank			
<b>Petroleum Volatile Organic Compounds (PVOCs)</b>																																											
Analytical Method: US EPA (802.1) (ppb)																																											
Benzene																																											
Ethylbenzene																																											
Methyl- <i>t</i> -butyl ether (MTBE)																																											
Toluene																																											
1,2,4-Trimethylbenzene																																											
1,3,5-Trimethylbenzene																																											
Xylenes, total																																											
Total BTX Detected (ppb)																																											
Gasoline Range Organics (GRO)																																											
Analytical Method: WDNR modified GRO (ppm)																																											
Natural Attenuation Parameters																																											
Alkalinity (total as CaCO <sub>3</sub> ) (US EPA 310.2)																																											
Conductivity (mS/cm) (Direct Meter Reading)																																											
Dissolved Oxygen (DO Meter)																																											
Iron, soluble (Colorimetric Method)																																											
Methane (US EPA 8015) (ppb)																																											
Nitrate, uncorrected for Nitrite (US EPA 353.2) (Direct Meter Reading)																																											
Redox Potential (Method 4250B)																																											
Sulfate, as SO <sub>4</sub> (unfiltered) (US EPA 9036)																																											
Temperature (in degrees C) (Direct Measurement)																																											
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ES = Enforcement Standard  
 PAL = Preventive Action Limit  
 EPA = Environmental Protection Agency  
 C = Celsius  
 MW-5 = Monitoring Well 5  
 MW-5A = Piezometer Well 5A  
 Laboratory Analyses by Northern Lake Service, Inc., Clandon, Wisconsin, state certification #721026450.  
 Exceedances of the Wisconsin groundwater quality standards are shaded, detections are in bold font.



**CRATF ANHALT SCHLOEMER**  
 ENGINEERS & SCIENTISTS  
 ENVIRONMENTAL SERVICES  
 DIVISION

OTHER OFFICES LOCATED AT:  
 GREEN EYE ASSOCIATES  
 WISCONSIN WISCONSIN  
 CHICAGO ILLINOIS

PROJECT NAME  
 TLO AUTO BODY SITE  
 MAIN STREET  
 BIRNWOOD, WISCONSIN

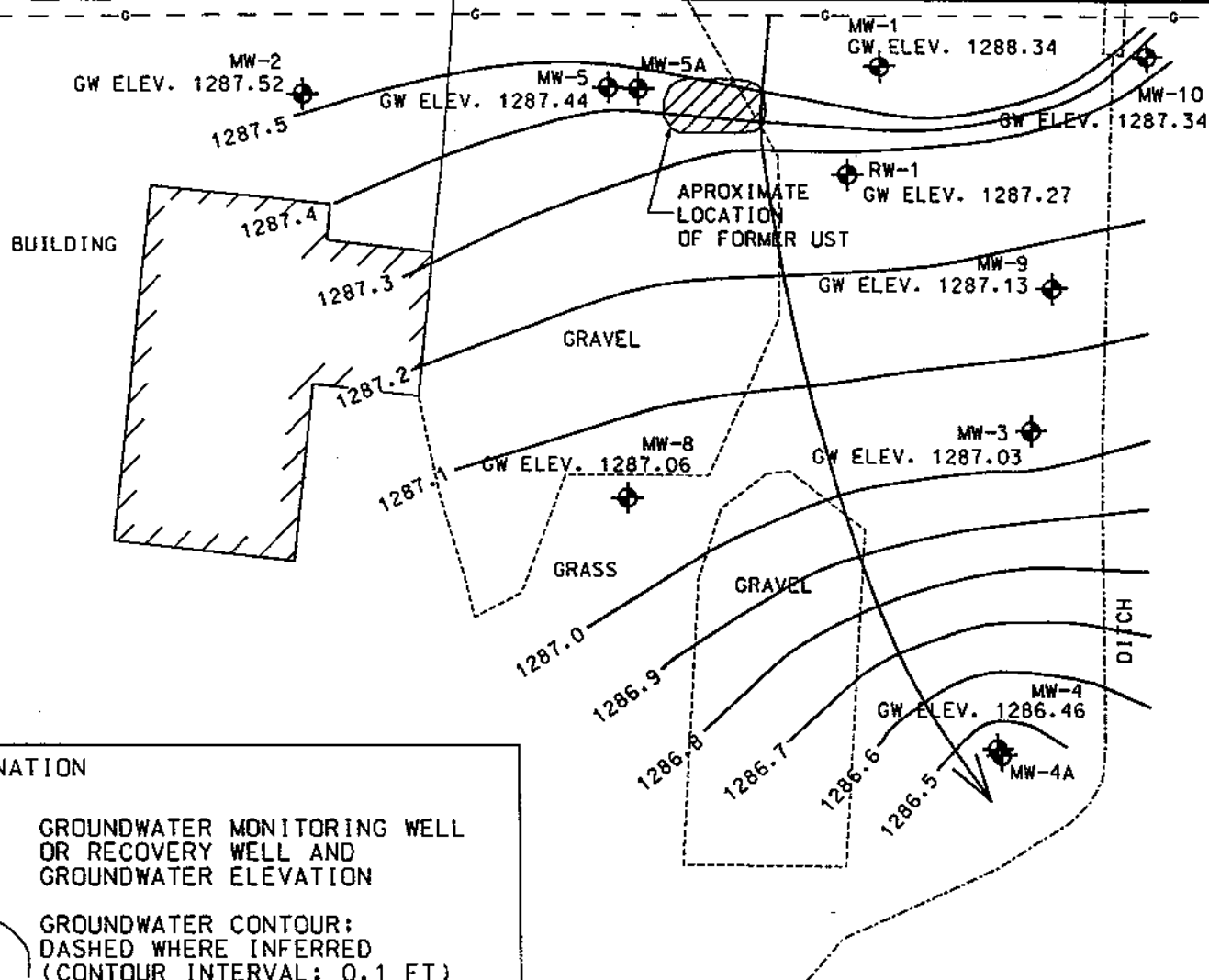
SHEET TITLE  
 TOTAL BTEX IN  
 GROUNDWATER  
 SEPTEMBER 17, 1998

PROJECT NUMBER: E00021  
 DATE: 01/18/99  
 PROJECT USE: 1A  
 DRAWN BY: JZ  
 FILE NAME: BIRNWOOD.DWG  
 SCALE: 1" = 20'  
 REVISION:

FIGURE 4

54"  
CULVERT  
PIPE

MAIN STREET



# EXPLANATION

MW-8  
GW ELEV.  
1287.66

GROUNDWATER MONITORING WELL  
OR RECOVERY WELL AND  
GROUNDWATER ELEVATION

GROUNDWATER CONTOUR;  
DASHED WHERE INFERRED  
(CONTOUR INTERVAL: 0.1 FT)

GROUNDWATER FLOW DIRECTION

## NOTES:

1) GROUNDWATER ELEVATION IN FEET  
ABOVE MEAN SEA LEVEL

SHALLOW GROUNDWATER OCCURENCE  
SEPTEMBER 17, 1998

TLC AUTO BODY SITE  
MAIN STREET  
BIRNAMWOOD, WISCONSIN

SCALE: 1" = 40'

JOB NUMBER: 908571

DRAWN BY: TMW/JZ

PROJECT MGR: RBT

DATE: 10-16-98

REVISED:



**GRAEF  
ANHALT  
SCHLOEMER**  
and Associates Inc.